

**Amendment to the Claims**

Please amend the claims as follows:

1. (Twice Amended) A method of creating media programming, comprising the steps of:

maintaining in a memory device a database containing selected information about each of a plurality of media elements;

automatically selecting by a processor in communication with the memory device a plurality of said media elements in response to a request for media programming, and automatically selecting by the processor a temporal organization for said selected media elements, employing by the processor definitions associated with the request and correspondence between the definitions and information in the database to select fewer than all the media elements in the database responsive to the request and to select the temporal organization, said temporal organization not being dictated by said selected information; and

assembling said media elements into media programming.

11. (Three Times Amended) A system of creating media programming from a library of media assets, comprising:

a database containing selected information about each of said media assets;

selection means including a processor for automatically selecting a plurality of said media assets in response to a request for media programming, and for automatically selecting a temporal organization for said selected media assets, employing definitions associated with the request and correspondence between the definitions and information in the database to select fewer than all the media elements

in the database responsive to the request and to select the temporal organization,, said temporal organization not being dictated by said selected information; and

assembling means including a processor for assembling said media elements into media programming.

23. (Once Amended) A method for verifying viewing and comprehension of a media program, comprising the steps of:

providing in said media program a sequence of cues perceptible to a viewer during viewing of the media program; and

receiving by a processor from a viewer of said media program response data [information, relative to said cues]; and comparing by the processor said received response data [information] to said sequence of cues to determine viewing and comprehension of the media program.

30. (Three Times Amended) A method of creating [audiovisual] media programming from a plurality of stored [audiovisual] media elements, comprising the steps of:

automatically selecting by a processor from a database containing information concerning said [audiovisual] media elements a plurality of said [audiovisual] media elements and automatically designating a temporal sequence for said selected [audiovisual] media elements, the selecting and designating employing a template defining a sequence of temporal positions for the media elements, the media elements being selected for each position in the template in accordance with correspondence between definitions associated with each position and the information in the database; and

automatically selecting by the processor transitions for each of said [audiovisual] media elements to create a file of element identifiers and transition information for creation of media programming.

36. (Four times amended) A system for creating [audiovisual] programming from a plurality of stored [audiovisual] media elements, comprising:

means including a processor for automatically selecting from a database containing information concerning said [audiovisual] media elements a plurality of said [audiovisual] media elements and automatically designating a temporal sequence for said selected [audiovisual] media elements, the selecting and designating employing a template defining a sequence of temporal positions for the media elements, the media elements being selected for each position in the template in accordance with correspondence between definitions associated with each position and the information in the database; and

means including a processor for automatically selecting transitions for each of said [audiovisual] media elements.

79. (Twice Amended) A method of creating media programming comprising:

maintaining in a memory device a database of media elements and organizational elements;

determining a set of attribute values for each of said media elements;

receiving by a processor in communication with the memory device a request for a media program;

selecting by the processor, responsive to the request, employing at least one of the organizational elements to limit the selected media elements to fewer than all the media elements in the database responsive to the request, a first media element with a first attribute value; and

automatically assembling said first media element into a media program in a temporal order determined by the processor employing the organizational element.

80. (Twice Amended) A method of creating media programming comprising:  
  
requesting by a processor a desired media item wherein said desired media item satisfies an attribute parameter;  
  
receiving by the processor a plurality of possible media items wherein each of said possible media items satisfies said attribute parameter;  
  
selecting by the processor employing an organizational element having a sequence of temporal positions and definitions associated with each of the temporal positions a first possible media item automatically from said plurality of possible media items;  
  
integrating said first possible media item into a media program automatically by the processor using the sequence of temporal positions; and  
  
delivering said media program to a user.
104. (Amended) The method of claim 1, wherein the definitions associated with the request are further associated with temporal positions.
105. (Amended) The method of claim 104, wherein the temporal positions are in a sequence defined by a template stored in the database.
107. (Amended) The method of claim 1, wherein the selecting comprises selecting media elements having an aggregate duration limited to a predetermined duration of the media programming.
108. (Amended) The method of claim 11, wherein the definitions associated with the request are further associated with a template.
109. (Amended) The method of claim 108, wherein the template defines a sequence of temporal positions for media elements.